

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Patent Application of

MAKITA et al.

Atty. Ref.: 925-160

Serial No. 09/667,527

Group: 2818

Filed: September 22, 2000

Examiner: Le, D.

For: METHOD OF PRODUCING SEMICONDUCTOR DEVICE

* * * * *

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

ELECTION UNDER 35 USC §121

In response to the Office Action dated September 23, 2003, Applicant elects Species 1 (the species of Figs. 1A-1F, claims 1, 3-4, 7-8, 11, 13, 15-16, 19-20, 23-24, 27 and 29, method for producing a semiconductor device by adding a catalyst element to the amorphous silicon to promote crystallization of the amorphous silicon) for further prosecution in the event no generic claim is finally held to be allowable.

This election is made without traverse. However, since a restriction requirement is never proper unless the restricted group of claims is patentably distinct (i.e., inter alia, non-obvious under 35 USC §103) from the elected group of claims, the Examiner is requested to insure that such patentable distinctness is present before proceeding to make the requirement final.

It is respectfully requested that the non-elected claims be retained.

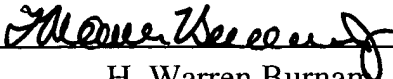
The Commissioner is authorized to charge the undersigned's deposit account no. 14-1140 in whatever amount is necessary for entry of this Amendment and the continued pendency of the captioned application, including but not limited to any extension of time fees.

MAKITA et al.
Serial No. 09/667,527

Should the Examiner feel that an interview with the undersigned would facilitate allowance of this application, the Examiner is encouraged to contact the undersigned.

Respectfully submitted,
NIXON & VANDERHYE P.C.

October 17, 2003

By: 
H. Warren Burnam, Jr.
Reg. No. 29,366

HWB:lsh
1100 North Glebe Road, 8th Floor
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Telephone: (703) 816-4000
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

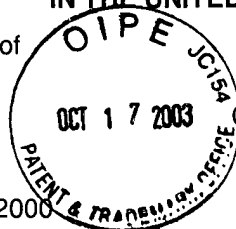
2818

In re Patent Application of

Atty Dkt. 925-160

C# M#

MAKITA et al.



Group Art Unit: 2818

Serial No. 09/667,527

Examiner: Le, D.

Filed: September 22, 2000

Date: October 17, 2003

Title: METHOD OF PRODUCING SEMICONDUCTOR DEVICE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE/AMENDMENT/LETTER

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

☐ **Correspondence Address Indication Form Attached.****Fees are attached as calculated below:**

Total effective claims after amendment **30** minus highest number
previously paid for **30** (at least 20) = 0 x \$ 18.00 \$ 0.00

Independent claims after amendment **2** minus highest number
previously paid for **3** (at least 3) = 0 x \$ 86.00 \$ 0.00

If proper multiple dependent claims now added for first time, add \$290.00 (ignore improper) \$ 0.00

Petition is hereby made to extend the current due date so as to cover the filing date of this
paper and attachment(s) (\$110.00/1 month; \$420.00/2 months; \$950.00/3 months) \$ 0.00

Terminal disclaimer enclosed, add \$ 110.00 \$ 0.00

☐ First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$770.00) \$ 0.00

☐ Please enter the previously unentered , filed

☐ Submission attached

Subtotal \$ **0.00**

If "small entity," then enter half (1/2) of subtotal and subtract -\$ 0.00

☐ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee (\$180.00) \$ 0.00

Assignment Recording Fee (\$40.00) \$ 0.00

Other: **0.00**

TOTAL FEE ENCLOSED \$ **0.00**

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.
By Atty: H. Warren Burnam, Jr., Reg. No. 29,366

Signature: _____